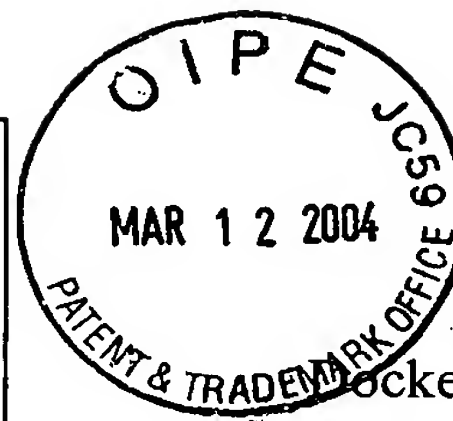


I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. ER509326737US, in an envelope addressed to: M/S Non-Fee Amendment, Commissioner for Patents, Alexandria, VA 22313, on the date shown below.

Dated: March 12, 2004

Signature: *Staci Harris*

(Staci V. Harris)



Packet No.: HO-P02428US0

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Edward Burton, et al.

Confirmation No.: 1211

Application No.: 10/089,928

Group Art Unit: 1636

Filed: April 4, 2002

Examiner: Konstantina Katcheves

For: UTROPHIN GENE PROMOTER

SECOND PRELIMINARY AMENDMENT

M/S Non-Fee Amendment
Commissioner for Patents
Alexandria, VA 22313

Dear Sir:

Prior to examination on the merits, please amend the above-identified U.S. patent application as follows: